GOVERNMENT OF INDIA
CHEMICALS AND FERTILIZERS
LOK SABHA

UNSTARRED QUESTION NO:1587
ANSWERED ON:26.07.2016
Spurious Drugs
Tumane Shri Krupal Balaji

Will the Minister of CHEMICALS AND FERTILIZERS be pleased to state:

Will the Minister of CHEMICALS AND FERTILIZERS be pleased to state:

(a) whether the Government has any information regarding overcharging and selling of spurious and substandard medicines and if so, the details thereof during each of the last three years;

(b) the number of agencies working under the Government in this regard; and

(c) the names of agencies which conducts periodic checks and inspections and detected the said illegal activities during the said period?

Answer

MINISTER OF STATE IN THE MINISTRY OF ROAD TRANSPORT AND HIGHWAYS; MINISTRY OF SHIPPING AND MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI MANSUKH L. MANDAVIYA)

(a) to (c): Under Drugs and Cosmetics Act, 1940 and Rules made thereunder, the regulatory control over the drugs imported into the country is exercised by the Central Government through the Central Drugs Standard Control Organization (CDSCO), while the manufacture, sale and distribution of drugs is regulated by the State Drugs Control Authorities appointed by the respective State/U.T. Governments.

The NPPA monitors the prices of both scheduled and non-scheduled formulations including imported scheduled formulations. Wherever instances of manufacturers/ importers charging prices higher than the prices fixed by the Government/ NPPA are noted/ reported, these cases are examined in detail. Since inception of NPPA, there are 1435 cases as on 31.05.2016 where demand notices have been issued by NPPA to pharmaceutical companies. Action for recovery of the overcharged amount along with interest thereon is a continuous process and NPPA takes action as per the provisions of DPCO'1995/ DPCO'2013 read with Essential Commodities Act 1955.

Isolated cases of Not of Standard Quality drugs/Spurious drugs have been reported in the country. A statement on the number of cases of Not of Standard Quality / Spurious drugs reported, during last three years 2013-14, 2014-15 and 2015-16 as received from all State Drug Control Authorities and Union Territories, are enclosed herewith as Annexure-I.

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Number of samples tested and enforcement actions taken by State Drugs Controller during
1st April 2015 to 31st March 2016
S.No. States No. of drugs samples tested No. of drugs samples declared not of standard quality No. of drugs samples declared spurious/ adulterated No. of prosecution launched for manufacturing, sale and distribution of spurious/ adulterated drugs No. of cases (as mentioned in the earlier column) decided No. of persons arrested Approx. value of drug seized No. of Raids Conducted Action taken w.r.t no. of raids conducted
1 Andhra Pradesh 2711 113 90 Nil Nil Nil 1614601 - -
2 Arunachal Pradesh 231 17 2 (1 Surious + 1 misbranded) Nil Nil Nil Nil Nil Nil
3 Assam 795 21 Nil Nil Nil Nil Nil Nil Nil
4 Bihar*** 354 3 Nil Nil Nil 3 Nil 33 FIR-03
Suspend-01
Cancaled-11
Prosecution-15
5 Goa 521 8 Nil Nil Nil Nil Nil Nil Nil
6 Gujarat 13425 448 8 42 0 0 0 18 Under Investigation
7 Haryana 2262 38 3 3 Nil 1 Nil 65 Licenses suspended/cancelled/prosecution launched, under Drugs and Cosmetics Act.
8 Himachal Pradesh 936 24 Nil 1 Nil Nil Mostly Govt. Supply 1 a) Under Investigation
b) FIR filed

9 Jammu & Kashmir 2565 54 1 1 Nil Nil 2,704,443 Nil Nil
10 Karnataka 8086 563 Nil 1 02 Cases filed earlier decided during this period Nil Value of NSQ drug seized Rs. 33,66,850 Nil Nil
11 Kerala 5220 152 Nil Nil Nil Nil Nil Nil Nil
12 Madhya Pradesh 1622 24 Nil Nil Nil Nil Nil Nil Nil
13 Maharashtra 3778 351 31 (31) In all cases, prosecution orders are issued 8 1 Rs.1,01,58,938/- 14 -
14 Manipur Nil Nil Nil Nil Nil Nil Nil Nil Nil
15 Meghalaya 131 16 Nil Nil Nil Nil Nil Nil Nil
16 Mizoram 98 7 (1 Sample is Misbranded) Nil Nil Nil Nil Rs. 15 Lacs. Nil Nil
17 Nagaland 25 1 Nil Nil Nil Nil Nil Nil Nil
18 Orissa* 3678 93 1 26 Nil 1 641583/- Spurious drugs 845 52 Seizure
19 Punjab 2791 165 37 3 Action under process in rest of cases Under trial 2 2,51,06,982/- 416 3 court cases have been launched, 18 FIR have been lodged, Rest of the cases are under investigation
20 Rajasthan 3297 208 3 26 - - 2026.50 - -
21 Sikkim 105 Nil Nil Nil Nil Nil Nil Nil Nil
22 Tamilnadu 9842 478 4 3 Nil Nil Nil 555 raids have been conducted during the said period against the sales premises 460 Sanction orders have been issued for launching prosectuions before the concerned court (Cases detected before 01.04.2015)
23 Tripura 627 16 Nil Nil Nil Nil Nil Nil Nil
24 Uttar Pradesh 7326 782 45 119 Nil 48 Rs 85,32,071/- 1316 FIR-56, persons arrested-48, Total seizure-Rs.85,32,071/-
25 West Bengal 722 24 1 Nil Nil Nil Nil Nil Nil
26 Pondicherry 84 Nil Nil Nil Nil Nil Nil Nil Nil
27 Andaman & Nicobar Nil Nil Nil Nil Nil Nil Nil Nil Nil
28 Chandigarh 151 5 Nil Nil Nil Nil Rs. 22,976/- 4 Two Prosecution launched against the firm in the Hon''ble Court & remaining three under investigation
29 Delhi 40 9 5 5 Nil 3 10 Lakhs 18 ** 59 firms were found contravening various provision of D & C Rules, 1945. Action against erring firms has been inititated as per rules. In 2 cases sub-standard/spurious drugs worth approximately 59 lakhs were seized by delhi police and in one case drug (Oxytocin) worth 10 laksh were seized.
30 Dadra & Nagar Haveli Nil Nil Nil Nil Nil Nil Nil Nil Nil
31 Daman & Diu 7 Nil Nil NA Nil Nil Nil Nil NA
32 Lakshadweep Nil Nil Nil Nil Nil Nil Nil Nil Nil
33 Chattisgarh 33 12 Nil Nil Nil Nil 2,000 2 Case is under investigation
34 Jharkhand 573 29 Nil 26 Nil - - 52 18 FIR
35 Uttarakhand 88 17 - - - - - - -
36 Telangana 2462 25 3 2 - - 661000/- 309 3- NSQ
2-Under Investigation
20 Seized under investigation
7 Prosecution Launched and others are under departmental Action taken
Total 74,586 3703 234 289 2 59 55313470.5
+
Govt. Supply 3648 -
(*) = Data as on April 2015 to Feb 2016
(**)= Includes 02 raids with Delhi Police officers
(***)= data as on 1st April 2015-30th Sept. 2015)

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